
HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 195
by Representative Richardson

1 AMENDMENT NO. 1

2 On page 1, line 2, change "R.S. 37:1861(A)(1)," to "R.S. 37:1861(A)(1) and (B)(2),"

3 AMENDMENT NO. 2

4 On page 1, line 3, change "R.S. 37:1861(A)(5) and (6)," to "R.S. 37:1861(A)(5), (6), and (7)
5 and (B)(5),"

6 AMENDMENT NO. 3

7 On page 1, line 6, after ""secondhand dealer;" and before "to prohibit" insert "to provide
8 for an exemption for motor vehicle dismantlers and parts recyclers; to provide for an
9 exemption for certain persons performing waste management and recycling;"

10 AMENDMENT NO. 4

11 On page 1, line 12, after "to require" delete "reporting of" and insert in lieu thereof "payment
12 by check or money order;"

13 AMENDMENT NO. 5

14 On page 1, at the beginning of line 13, delete "cash transactions;"

15 AMENDMENT NO. 6

16 On page 1, line 17, change "R.S. 37:1861(A)(1)," to "R.S. 37:1861(A)(1) and (B)(2),"

17 AMENDMENT NO. 7

18 On page 1, line 18, change "R.S. 37:1861(A)(5) and (6)," to "R.S. 37:1861(A)(5), (6), and
19 (7) and (B)(5),"

20 AMENDMENT NO. 8

21 On page 2, line 6, after "cans," and before "or brass," insert "stainless steel, nickel alloys,"

22 AMENDMENT NO. 9

23 On page 2, line 7, after "materials," and before "furniture" insert "water utility materials,"

24 AMENDMENT NO. 10

25 On page 2, at the end of line 11, after "Anyone" insert a comma "," and "other than a
26 nonprofit entity,"

27 AMENDMENT NO. 11

28 On page 2, line 13, after "month" and before "shall be" insert "from any other person, other
29 than a nonprofit entity,"

1 AMENDMENT NO. 12

2 On page 2, line 21, after "materials" delete the remainder of the line and insert a period " . "

3 AMENDMENT NO. 13

4 On page 2, delete line 22 in its entirety and insert in lieu thereof the following:

5 "(7) For the purposes of this Part, "water utility materials" shall include but
6 not be limited to water meters, valves, pipes, and fittings.

7 B. Except as provided for in R.S. 37:1869.1, the provisions of this Part shall
8 not apply to:

9 * * *

10 (2) Persons solely engaged in the business of buying, selling, trading in, or
11 otherwise acquiring or disposing of motor vehicles and used parts of motor vehicles,
12 and shall not apply to wreckers or dismantlers of motor vehicles who are licensed
13 under the provisions of R.S. ~~32:771~~ 32:783 et seq.

14 * * *

15 (5) Collectors, transporters, or disposers of waste whose waste collection,
16 transportation, and disposal activities are regulated by the Department of
17 Environmental Quality, or persons who collect, transport, or manage recyclable
18 materials pursuant to a residential collection, recycling, or disposal contract with a
19 municipality or political subdivision."

20 AMENDMENT NO. 14

21 On page 4, line 17, after "materials" delete the remainder of the line

22 AMENDMENT NO. 15

23 On page 4, at the beginning of line 18, delete "pounds"

24 AMENDMENT NO. 16

25 On page 5, delete line 18 in its entirety and insert in lieu thereof "chattels, wares, or other
26 merchandise, including any material defined in R.S. 37:1861."

27 AMENDMENT NO. 17

28 On page 5, delete lines 26 through 29 and insert in lieu thereof the following:

29 "§1864.3. Payment by check or money order required
30 A secondhand dealer shall not enter into any cash transactions in payment for
31 the purchase of junk or used or secondhand property. Payment shall be made in the
32 form of check or money order issued to the seller of the junk or used or secondhand
33 property and made payable to the name and address of the seller. All payments made
34 by check or money order shall be reported separately in the daily reports required by
35 R.S. 37:1866."

36 AMENDMENT NO. 18

37 On page 6, line 3, change "A." to "A.(1)"

38 AMENDMENT NO. 19

39 On page 6, between lines 7 and 8 insert the following:

40 "(2) In transactions involving railroad track materials, a secondhand dealer
41 shall require the party seeking to sell or dispose of the materials to furnish a signed

1 statement from the appropriate railroad company consenting to the sale of the
2 railroad track materials identified in the statement, which shall be retained by the
3 secondhand dealer. The statement shall include the name of the railroad company
4 consenting to the sale and the name, employee number, and phone number of the
5 person signing the statement authorizing the sale. The secondhand dealer shall
6 attempt to verify the authenticity of the statement authorizing the sale of the railroad
7 track materials."